

Lisa Evans
Senior Administrative Counsel
Earthjustice
21 Ocean Avenue
Marblehead, MA 01945

Re: Freedom of Information Act Request
2-FOIA-1408-12

Response is made to your Freedom of Information Act (FOIA) request for the results of analyses of samples collected by the U.S. Environmental Protection Agency (EPA) at the AES Puerto Rico, L.P., Guayama coal-fired power plant in March 2012.

Please be advised that EPA has determined that the requested documents are exempt from mandatory disclosure under the FOIA by virtue of Exemption 7(A), 5 U.S.C. §552(b)(7)(A), because release of this information would reasonably be expected to harm an anticipated enforcement proceeding by interfering with potential civil litigation or settlement.

Please call Mr. Leonard Grossman, Senior Enforcement Specialist, at (212) 637-4039, if you have any questions regarding this matter.

Sincerely,

Dore LaPosta, Director
Division of Enforcement and Compliance Assistance

bcc: P. Durack, DECA
L. Grossman, DECA/RCB
N. Kraft, DECA/RCB
D. LaPosta, DECA
G. Meyer, DECA/RCB
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